IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

MY HEALTH, INC., Plaintiff, v. ALERE, INC., Defendant.	Civil Action No. 2:14-CV-00652-RWS-RSP LEAD CASE
MY HEALTH, INC., Plaintiff, v. BIOTRONIK, INC., Defendant.	Civil Action No. 2:14-cv-680 **(JURY TRIAL DEMANDED)**

JOINT MOTION TO DISMISS WITH PREJUDICE

COME NOW, Plaintiff My Health, Inc. ("My Health") and Defendant Biotronik, Inc. ("Biotronik") and stipulate that they have reached final agreement on settlement of the claims made in this action and all other claims or counterclaims that might have been brought relating to U.S. Patent No. 6,612,985 ("the '985 patent"), and based upon their agreement, jointly move for dismissal with prejudice of all claims asserted by My Health against Biotronik in this lawsuit. Each party shall bear its own costs and attorneys' fees.

The Court shall retain jurisdiction over this matter to ensure that the terms and conditions of the parties' settlement agreement are honored and enforced.

Respectfully Submitted,

Dated: June 30, 2015

By: /s/ Elizabeth L. DeRieux

Elizabeth L. DeRieux
State Bar No. 05770585
ederieux@capshawlaw.com
CAPSHAW DERIEUX, L.L.P.
114 East Commerce Avenue
Gladewater, Texas 75647
Telephone: (903) 236-9800
Facsimile: (903) 236-8787

C. Dale Quisenberry
State Bar No. 24005040
dquisenberry@pqelaw.com
John T. Polasek
State Bar. No. 16088590
tpolasek@pqelaw.com
POLASEK, QUISENBERRY & ERRINGTON, L.L.P.
6750 West Loop South, Suite 920
Bellaire, Texas 77401
Telephone: (832) 778-6000
Facsimile: (832) 778-6010

Joseph G. Pia
Joe.Pia@padrm.com
PIA ANDERSON DORIUS REYNARD & MOSS, LLC
222 South Main Street, Suite 1830
Salt Lake City, Utah 84101
Telephone: (801) 350-9000
Fax: (801) 350-9010

ATTORNEYS FOR PLAINTIFF

/s/ Jeffrey M. Olson

Jeffrey M. Olson, Esq. (admitted *pro hac vice*)
Email: jolson@sidley.com
Matthew S. Jorgenson, Esq. (admitted *pro hac vice*)
Email: mjorgenson@sidley.com
SIDLEY AUSTIN LLP

555 West Fifth Street, Suite 4000
Los Angeles, California 90013
Telephone: (213) 896-6000
Facsimile: (213) 896-6600

J. Thad Heartfield (State Bar No. 09346800)
thad@heartfieldlawfirm.com
THE HEARTFIELD LAW FIRM
2195 Dowlen Road
Beaumont, Texas 77706
Telephone: (409) 866-3318
Facsimile: (409) 866-5789

Attorneys for Defendant
BIOTRONIK, INC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on June 30, 2015 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Civil Local Rule 5.4.

/s/ Elizabeth L. DeRieux